SAVE SENATE, ODELL'S ORDER

LOSE ASSEMBLYMEN, IF NEED BE-CANAL LOOT AT STAKE.

Governor-Chairman's Intimates Say That He Is in a Blue Funk-Republicans Catalogue His Exploits and Say That He Is a Poor Successor to Platt.

Governor-Chairman Odell, experienced and loyal Republicans in the New York county committee said yesterday, should no longer claim to be the political successor to Thomas C. Platt. The Republicans who spoke went on to say that they had positive information that orders have already been issued in certain parts of the State to Republican leaders that Republican candidates for the Assembly, if necessary, shall be cut at the polls on election day in favor of the Republican candidates for Senator. Governor-Chairman Odell, by such methods, it is asserted, is to see to it that he retains control of a Republican Senate with which to reject nominations sent in by the next Governor of the State The Governor-Chairman will be out of business if Charles Spencer Boyd, Superintendent of Public Works at Albany, is not retained in his office. The Superintendent of Public Works and his office have to do with the canal contracts growing out of the \$101,000,000 scheme.

Governor-Chairman Odell's Republican critics, speaking of this matter, said also that the Governor-Chairman must either have lost his head or is running amuck. Some of the Governor-Chairman's intimates were free to say that he was in a blue funk and on the verge of demoralization. All over the State he is being severely criticised because on the eve of the campaign he began his suit in the Shipbuilding bond matter, and thus gave evidence to the citizens of the State that Mr. Odell, while Governor of the State, participated in blind-pool speculations and dragged the great office of Governor of the State of New York into discredit. At the time the Governor-Chairman brought the suit one of his legal advisers said: "There is no mystery in the Governor's bringing this suit in his home county, nor has politics got anything to do with the matter. It was perfectly natural for him to start the action in Orange county. Then, too, it may be that he desires to get a speedy trial of the case, which would not be possible in New York city."

The Governor-Chairman brought his suit early in August and sought to recover 3126,890. Two months have elapsed and the only result of the Governor's action in the matter is that Republicans all over the State and citizens generally have expressed their chagrin and anger that their Governor while Governor of the State entered into this blind-pool speculation.

Gov. Odell's seizure of the New York Republican county committee last December, and the fact that it is dominated and controlled by Tammany Hall officeholders and Tammany Hall Republican leaders is also severely criticised.

The Governor-Chairman, it was added, evidently has a fondness for men who pass bad checks on poor boarding-house women, and whose records as bribe givers and bribe takers, after thorough investigation, are substantiated."

The Governor-Chairman being absent in Newburg yesterday, no more deputy "chowder pot warmers," as they are called, were appointed, but it was anced that William Halpin, the Tamman Hall Republican who is chairman of the executive committee of the county con mittee, is to insist on the selection of his brother to be the "chowder pot warmer" for the Seventh district, which is part of Mr. Halpin's Congress district. Mr. Halpin received yesterday protests from John H. Gunner, leader of the Twenty-eighth district, and from other leaders against the sending into their districts of deputy lead-"chowder pot warmers." Many of the New York Republican county leaders said that they would have nothing to do with Mr. Halpin personally, and Mr. Halpin, for his part, devotes his evenings entirely to the Tammany Hall Republicans in the committee. Every evening between 9:30 and 11 o'clock Mr. Halpin and his associate Tammany Hall Republicans are in secret conference at county headquarters. Mr. Halpin, it was added, now employs a staff of Tammany Hall Republican scouts, whose duties consist mainly of annoying loyal

Governor-Chairman Odell, in addition to bringing to light that while Governor of the State he was a speculator in blind bond pools and underwriting schemes, seized the chairmanship of the State com mittee, seized control of the New York Republican county committee and thoroughly Tammanyized it, and his last great act as a political genius was to challenge the Attorney-General of the State, the chief law officer of the State, to say if there had been any stealing at Albany, to which the response was "Aye." So the Republicans concluded that Governor-Chairman Odell should no longer claim to be the political successor of Senator Thomas C.

Republican leaders in the organization

COWED MOB OF MINERS. Montana Election Official Told Them to Bring On Their Ropes.

BUTTE, Mon., Sept. 28.—Several hundred laboring men, mostly miners and smeltermen, delegates to Heinze's labor convention, to-day marched to the office of the County Commissioners to demand a greater representation among the judges of election appointed by the commissioners, it being charged that a majority of those accredited to the labor party are "Amalgamated Democrats."

The men charged Commissioners Clark and Peoples, two Populists, with having sold out, and the crowd began to grow ugly. When Chairman Clark refused to promise to change the judges, there were cries of "Hang him!" and "Get a rope!" The situation was intense, and for several minutes it looked as if violence could not be averted. The coolness of Clark, who defied the mob and told them to produce their ropes, cowed them, and they retired with threats to come again.

Tunnels Must Be Lowered in Chicago. CHICAGO, Sept. 28:-Secretary of War Taft has served notice on the city of Chicago, the Union Traction Company and its allied companies to alter the tunnels at Lasalle, Van Buren and Washington streets so that there shall be a depth of water of at least twentytwo feet over them. The work must be completed by April 15, 1906.

80.00 te Niagara Falls and Return via Lehigh Valley R. R., Oct. 2-3. Return Oct. 8. Tickets at 290-355-1234 Broadway.—Adv.

REPORT ON GURNEY CASE. Gov. Bates Sends It to Washington-Fine Remitted With Apology.

Boston, Sept. 28.-Gov. Bates sent to the State Department at Washington by this afternoon's mail the decision arrived at after to-day's investigation of the agrest and fining of Hugh Gurney, Third Secretary of the British Embassy, for violation of the State statute regulating the speed of automobiles and for contempt of court, by Judge Henry Phelps of Lee.

Gov. Bates declined to make public any information concerning the document, givng as his reason that the courtesy to the State Department forbade publication of any hint of the decision in advance of the receipt of the letter in Washington and refusing to be moved from that position by the fact that the State Department observed no such courtesy in regard to its original telegram of inquiry and protest.

Accordingly the first official statement of Massachusetts's position is likely to come rom Washington to-morrow. It was intimated at the State Department that the letter admits that Gurney's arrest and fines were not within the province of the Massachusetts authorities, that Judge Phelps will make due amends to Mr. Gurney and that Mr. Gurney's fines have been remitted. It is also understood that the communica. ion intimates that, if it is beyond the province of Massachusetts to protect the lives and limbs of its citizens by enforcing its laws against all who imperil them, the Commonwealth looks to the Federal Government to take such action as it seems wise to accomplish the ends which Judge Phelps sought to accomplish by legally

mistaken procedure. Judge Phelps visited the State House o-day and told his story to Gov. Bates, who reached Boston to-day. Later the Lee Justice was closeted with United States District Attorney Moulton, but what occurred in the latter's office could not be learned.

SCHWAB BUYS STEEL STOCK. Purchases \$1,500,000 of the Preferred Before Leaving San Francisco

SAN FRANCISCO, Sept. 28 .- Charles M schwab and party left in a special train for the North and East this afternoon, but before leaving the shipbuilding magnate caused a flutter of excitement on the stock market by buying \$1,500,000 of the preferred stock of the United States Steel Corporation.

While the greatest possible secrecy is being maintained as to the identity of the purchaser of the big block of steel preferred, it is the gossip of local financial circles that the stock was bought for Schwab's account, wise men pointing out that no San Francisco capitalist is sufficiently interested in steel stocks to make such a big purchase.

This purchase of Steel preferred, which represents one of the largest brokerage transactions ever known in San Francisco was made through the local office of the New York firm of E. F. Hutton & Co. In all 20,000 shares were purchased by the local office, and its buying advanced the market from \$71.50 to \$72.50. Figuring the stock at an average of \$72, the deal represents a

ransaction of \$1,440,000. Richard E. Mulcahy, manager of the local office of the brokerage firm, would not say for whom the stock was purchased beyond admitting that it was for Eastern clients. It is understood that United States Steel preferred is to be made convertible into 5 per cent. bonds, and it is supposed that

heavy trading. Mr. Schwab was a guest of M. H. De Young at luncheon to-day at Meadow lands, his country place at San Rafael.

WILLS \$1,145,000 TO CHARITY. Mrs. Sarah E. Potter Leaves Several Be-

Boston, Sept. 28.-Public bequests aggregating \$1,145,000 are made in the will of Mrs. Sarah E. Potter of Commonwealth avenue, who died on last Friday at her summer home in Beverly Cove. The will was filed for probate to-day. The largest bequest, \$250,000, is to the city of New Bedford and is to be called the "Kempton Trust." The income is to be used in the purchase of books, pictures and other articles for the free public library of that city, which was Mrs. Potter's native place.

A gift of \$100,000 to the Kindergarten for the Blind, Jamaica Plain, is to be known as the "Sarah E. Potter Endowment Fund." A gift of \$50,000 to the president and fellows of Harvard University is to be applied to he work of the Gray Herbarium, to which Mrs. Potter had already generously contributed.

Mrs. Potter had given liberally to many of the charities which she now aids. Her entire estate probably will amount to between \$3,000,000 and \$4,000,000, the residue above the public bequests being disposed of to relatives and friends.

DR. ZEIGLER HYSTERICAL. His \$100,000 Suit Against the McVicket Estate Dismissed.

CHICAGO, Sept. 28.-Judge Cutting today dismissed Dr. Zeigler's suit to recover \$100,000 from the McVicker estate, upon an alleged contract with Mrs. McVicker. Continued sharp questions put by Attorney Condee for the heirs of the estate made Dr. Zeigler break down. He began to cry and became hysterical, declaring that he had been persecuted by Condee for years and could not get a sair chance.

Judge Cutting interrupted the proceedings by sharply saying: "I will dismiss the case right now. It Dr. Zeigler can come into this court pre-

pared to go on with the trial I will be ready to hear him, but I will not hear it under these conditions. The case is dismissed." LOT OF SHOOTING ON FIFTH AVE.

Obstrepereus Auto Alarms Broker's Household and Brings Out the Reserves. The operator at Police Headquarters got this message about 8:30 o'clock last night: Please send some policemen quick.

There is a lot of shooting going on in front

of 811 Fifth avenue. dsman Zanes and the reserves of the East Sixty-seventh street station were bounced out. In front of 811 Fifth avenue, the home of Francis L. Loring, a broker at the home of Francis L. Loring, a broker at 10 Wall street, they found a policeman and two men watching another man trying to make a gasolene automobile move. Every few minutes there came sharp reports from the machine, but it wouldn't budge.

All the police could find out was that somebody in the Loring household had heard the racket and thought it was shooting.

LOW RATES TO WORLD'S FAIR.

The West Shore and New York Central
exceptionally low rates and first class sor
Ask ticket agents.—Adv.

M'CAULEY GONE, BAIL FORFEIT

PROSECUTOR ATTACKS JOHN W. GRIGGS'S LAW PARTNER.

"I'm Informed You Had Him in Disguise in Your House"-"That's False." Replies the New Jersey Lawyer Hotly -Police Sent After Missing Rich Man.

There was a stir in the Special Sessions Court yesterday when Thomas N. McCaulev's bail was forfeited and the Central Office detectives were called on to find him in this country or out of it. McCauley was president of the International Mercantile Agency, now in a receiver's hands, and was to have appeared yesterday to answer the charge that he had embezzled \$5,000 which Frank Wood, a Boston printer, had invested in the stock.

When it became apparent yesterday that McCauley did not intend to appear McCauley's counsel, F. B. House; ex-Assistant District Attorney Schurman, a brother of President Schurman of Cornell and A. J. Baldwin, a law partner of ex-Attorney-General Griggs, were lined up in front not understand the non-appearance of McCauley, who had been told that there was no ground for the criminal charge against him and that he had nothing to be

"We are very much embarrassed," said Mr. House fervently. "Maybe he is ill."
"Too ill to notify his counsel?" queried Mr. Garvan sarcastically.

"Well--" began Mr. House hesitatingly, when Mr. Garvan broke in:

"I would recall to your Honor," he said, in asking for forfeiture of this bail that McCauley is accused of having stolen over \$700,000. I felt that no amount of bair could hold the defendant, in the consciousness of his guilt, within the jurisdiction of this court. But I did rely on the promise of his counsel, Messrs. House and Schurman and Baldwin, that they would produce him in court. This promise I considered infinitely better than any amount of bail.

"I am, informed that on last Thursday, when this case was adjourned and McCauley was not in court, his counsel knew then that he had disappeared. It was their duty to bring these facts to the attention of the District Attorney and not let this criminal escape. Within the last week, I am informed, McCauley has raised \$134,000 in cash on his property in Chicago."

Justice Wyatt said that he could readily understand that McCauley might have deceived his counsel. The Justice was not inclined, he said, to blame the counsel.

Mr. House said that he considered Mr. Garvan's attack unjust and unwarranted. He could understand why Mr. Garvan might attack him, but he couldn't see how Mr. Garvan could attack Mr. Schurman who had been his associate in the District Attorney's office. Once the District Attorney had McCauley put under bail. Mr. House said, counsel were not responsible

"I am informed." Mr. Garvan replied. that McCauley had been living in disguise in the house of one of his counsel."
"Which one? Name him," demanded the law partner of John W. Griggs.

"In your house," said Mr. Garvan, quickly pointing at him. "That is false," replied Mr. Baldwin, hotly. "It is an unjust attack on me and

on my family. I will say to the Court that this man McCauley never put his foot inside Then Mr. Schurman protested. He said

Personally, I feel very glad that the Court understands that I never gave any promise to produce this man in court. "You did," said Mr. Garvan. "I remem ber well your specious argument and your

declaration that this man was guiltless. Justice Wyatt said he would have to forfeit McCauley's bail, but that if McCauley appears to-day he would arrange to have the bond continued. The bond is for Mr. Baldwin left the court saying that

he was going to see Mr. Garvan later, but he didn't. Mr. Garvan was asked where he got the information that McCauley had been living at Mr. Baldwin's home. "From the detectives of this office." he said. "Mr. House told me to-day, before the case came up, that McCauley

had left the Hotel Majestic, where he had been living, because he wanted to keep under cover for fear of probable Federal warrants on complaints from Canadian Mr. Garvan said that McCauley got the \$134,000 in cash from trust companies in

Chicago on property in Chicago and in the West. McCauley is said to be the largest holder of bank stock in Chicago. District Attorney's office believes that he has left the country and may have gone to Mexico, where he is said to own considerable property. Inspector McClusky has been supplied with photographs of him and directed to use all means to find

FIRE SCARE FROM STAGE SHOT. Richard Buhler, Wounded and With Clothes Ablaze, Stops Panie in Brooklyn Theatre.

In the third act of "Rupert of Hentzau," at the Columbia Theatre, in Brooklyn, there is a duel scene between Rupert of Hentzau, played by Will R. Walling, and Rudolf Rassendyll, played by Richard Buhler. Rupert of Hentzau is disarmed and he grabs a pistol and shoots his rival.

The shot is supposed to go off in the air. but last night the pistol exploded against Buhler's side. Buhler fell, the cartridge cutting a small hole in his side. Then his clothes caught fire.

Somebody in a box saw the smoke and velled "Fire!" The house was crowded and the people down front left their seats and made for the door. For a second or so it looked as if there would be a panic. But Buhler hadn't lost his head. He jumped up and ran to the front of the

"Don't be alarmed," he shouted. "There is no danger. All that is needed is a doctor. If there is one in the house will he be so good as to step up here on the stage." Buhler's coolness brought the excited

ones back to their seats. Buhler waited patiently to see if there was a doctor present, out when he saw that no one made a move for the stage he said with a smile: "Well, I'm sorry, but I guess we'll have to

go out to get that doctor."

Then the curtain was rung down, the shooting scene always ending the performance. Dr. Novello L. Grand, a woman physician of 48 Johnson street, was summoned and she bandaged Buhler's wound. He was sent to his home in a carriage.

NIAGARA FALLS AND BACK 89.00, Via Lackawanna Raliroad, Oct. 2-3; Return, Oct. & 149-420-1183-1494 Broadway.—Adv.

WOULDN'T MEET THE KAISER. The Rev. Dr. Pister Said He Was Too Much

of an American to Greet Royalty. BALTIMORE, Sept. 28 .- The Rev. Dr. Jacob Pister, president of the General German Evangelical Synod of the United States and a leading minister of Cincinnati, returned to-day on the steamer Breslau from Germany, where he attended the dedication of the Church of Protestation, at Speyer, as the official representative of

he synod. Dr. Pister presented to the Speyer church purse of 4,000 marks, which had been ollected by the churches in this country. The Kaiser and Prince Regent Luitpold of Bavaria were present.

Dr. Pister says he avoided meeting the royal personages because his American spirit would not permit him. At a subsequent banquet the minister was asked to make an address, following one in which the Kaiser had been toasted. Dr. Pister would consent only on condition that he be permitted to toast the President of the United States. His wish was granted and he says the President was cheered to

\$500 RANSOM FOR A BOY. Man Who Has "Rich" Byers, Kidnapped Lad, Demands Money for Him.

INDIANAPOLIS, Sept. 28 .- For the promised return of "Rich" Byers, the missing Seeleyville boy, a ransom of \$500 is demanded by the author of a letter just received by Dr. L. S. Byers, father of the boy. The writer says he has the boy in his possession, asserts that the child is well and will be safely returned if certain conditions, named in the letter, are complied with.

Dr. Byers has just returned from a trip through Arkansas and Indian Territory in the hope of finding some trace of the lost boy, who was believed to have been kidnapped from his home by a band of gypsies that visited the town last spring. The letter says:

TERRE HAUTE, Ind. DR. BYERS, Seeleyville, Ind. Sir: Please read this very carefully before you act. Your boy is alive and well. He has been in my care for some time. I found

him with a gang of movers shortly after he was taken away. Every one was so wild that I was afraid t eturn the child for fear you would try to make me out the kidnapper, and I cannot prove my innocence. It has been so long now that I am afraid to return him. I have had a lot of trouble with the boy and have been to a great expense and I must be rewarded enough to cover expenses

SCHOOL STRIKE OVER. Chicago Children Convinced That a Teacher Was Not a Negro.

CHICAGO, Sept. 28.—Several hundred children refused to attend the McAllister school vesterday afternoon, but to-day they went back to their studies. A rumor that a negro woman had been employed as a teacher had spread and the youngsters swarmed over the neighborhood early today shouting and arranging "pickets until a detail of six policemen had to be called to maintain order. Paper signs, bearing the word "union," and buttons were displayed.

Finally, a committee of five boys went to Miss Helen Walsh, the principal of the school. She explained that yesterday two substitutes had taught in the kindergarten department half a day. One of them was of dark complexion, and from this fact the rumor that a negro woman had been emloved arose. The delegation reported back to the school children and about 80 per cent. of them went to their classes. Truant officers went in search of those

who remained away YALE COLLEGE IN CHINA. indemnity for Murdered Missionaries to

Be Used to Start It.

NEW HAVEN, Sept. 28.—The British Consul-General has just presented Harlan P. Beach, the representative of the Yale Foreign Missionary Society in China, with \$17,000 in gold, equivalent to about \$40,000 in purchasing power in China, to help along the Yale mission there.

The money was part of an indemnity fund paid by the Chinese Government to a British missionary society for the death of two missionaries. The society, for reasons of policy, decided not to accept the money, and the Chinese Government refused to take it back. The British Government had no use for the funds, and it was offered to several missionary socie ties in the East, all of which refused to accept. Yale will use it to establish a new Yale college in China, the first of its kind ever to be founded by an American university in another land.

SIX BAPTIZED IN THE BAY.

Converts to Divine Healing Get a Chilly but Orthodox Ducking.

Three men and three women who wer converted at the ten days Faith Curists' convention in Jersey City were baptized at high tide yesterday in the waters of New York bay at the foot of Chapel avenue. Services were held prior to the open air ceremony in a big house on the grounds of Mount Zion Sanctuary

The converts wearing black robes marched down to the shore front with Pastor Martin Hancox and several pillars of the Church of the First Born. The party stood on the bank and sang while Mr. Hancox went down into the water with the converts one at a time. Those immersed did not complain that the water was chilly.

Pastor Hancox said last night that his sect should be termed Divine Healers and not Faith Curists. Christian Scientists, he said, are Faith Curists.

WILD WEST TOO MUCH FOR HIM. Prof. Von Weber of Germany Leaves Guthrie, Okla., in a Hurry.

GUTHRIE, Okla., Sept. 28 .- Prof. von Weber of the chair of economics of Heidelberg University, Germany, to-day refused to remain longer in this city and Territory because of gun play here between Editors Frank Greer of the Oklahoma State Capitol and John Golobie of the Oklahoma State Register, as the result of a bitter newspaper

Prof. von Weber is visiting the United States studying economic conditions. He came here to-day to remain a week, carrying a letter of introduction to Mr. Greer. Reading of the feeling between the editors, he immediately ordered his luggage repacked and left on the first train.

DEWEY'S PORT WINE AND GRAPE JUICE H. T. Dewey & Sons Co., 138 Fulton St., N. Y.

MISS BREESE HELD UP BY COP.

SICK MOTHER NO EXCUSE FOR RUNNING AUTO TOO FAST.

Girl Had Speeded From Tuxedo to City in Response to Alarming Telephone Message-Said She Was Within Legal Limit, but Had to Give Ball for Driver.

Miss Eloise Breese, travelling down Fifth avenue yesterday afternoon in an automobile, was held up by Bicycle Policeman Goldman, who said she was exceeding the speed limit. She tearfully explaine that she was hurrying to the bedside of her mother, who, she feared, was dying, and she begged permission to go on to 35 East Twenty-second street, where her mother lay. She also declared that, according to her speedometer, she was not going too fast. The policeman was obdurate, and she was compelled to go first to the East 104th street police station and then to the Harlem court. When she had given \$300 bail for her driver, Paul Miller, she was allowed to resume her journey to

her mother's side. Miss Breese, who is prominent in the Tuxedo colony, is the sister of James L. Breese. Her mother is the widow of Salisbury Breese. She was Miss Augusta E. Lawrence and is a woman of advanced

Miss Breese was at Tuxedo yesterday morning when a telephone message conveyed to her the news of her mother's erious condition. It was impossible for her to make any time to the city by any train she could catch, so she started for the city in her touring car. Rapid time was made to the Fort Lee ferry and the automobile had reached 119th street, this city, when Goldman's eye fell on it. He said in court that it was going like the wind, but he managed to overtake it at 110th street, where Miller stopped at his

In the 104th street station Miss Brees expressed great indignation at the holdup. She told Sergt. Lynch that the policeman might better have something else to do than to go after persons who were not riolating the law.

"I am on the way to my sick mother, said she, "and while I am anxious to get to her bedside as quickly as possible, I know we were not going more than ten miles an hour. I know something about the speed of automobiles myself. I suppose the officer was bound to arrest somebody, and we happen to be the ones to suffer. I think it is an outrage."

The sergeant said that there was nothing left for him but to take the policeman's word and hold the driver. All hands then got into the automobile and went to the Harlem court, where Magistrate Crane was sitting.

Miss Breese again expressed her mind freely regarding what she thought was an outrage in arresting her driver. She told the Magistrate that she was on her way to see her mother, who might possibly be dying. She had, however, been on the road eight hours and therefore could not have exceeded the legal rate of speed. She thought it was a shame to cause her a

Magistrate Crane said that in his mind there was no doubt that the speed limit had been exceeded under such circumstances, and he was compelled to hold her driver in \$300 for trial. Miss Breese furnished bail by pledging a stable at 15 East owned. She and her driver then climbed into their automobile and left for down-

Miss Breese is credited with being worth a million in her own right. She is an ardent devotee of outdoor sports. Besides her touring car, she owns a yacht and many fine horses. Some months ago her automobile, in which she was riding, ran over and killed Joseph Muntz, a young man, near Tuxedo Park. Since that time Miss Breese has been an earnest advocate of ordinances to limit the speed of automobiles A few weeks after the accident an anti speed law was passed in Tuxedo.

Miss Breese's mother moved from Tuxedo into her New York home last month. A few days later she grew ill. Her ailment took a turn for the worse during Tuesday night, and her daughter was summoned to her side. Last evening, however, inquirers at her house were told that her condition was improved

Miss Breese refused to be seen or to talk about her police experience last evening.

NOT WRITTEN BY ROOSEVELT. Satirical Letter Invented by the "Post Printed as Genuine in the West.

BUTTE, Mon., Sept. 28.-Ex-Senator Lee Mantle, chairman of the State Republican committee, has received the following telegram from President Roosevelt on the subject of the bogus Donnelly

WHITE HOUSE, WASHINGTON, D. C., Sept. 26, 1904.

The Hon. Lee Mantic. Butte: Your telegram received. The letter you refer to, purporting to be addressed by me to Mr. Michael Donnelly and printed in the Miners' Magazine of Sept. 22, is, of course, an absurd and impudent forgery. written no such letter, nor any letter even sembling it, to Mr. Donnelly nor any one I have written Mr. Donnelly request ing to know if he has received any such letter and requesting him, if so, to at once lay it before the District Attorney of Chicago to find out whether it is possible to discover and punish the forger

THEODORE ROOSEVELT. DENVER, Col., Sept. 28.-Regarding the forged Boosevelt letter scattered broadcast

in the Miners' Magazine by the Western Federation of Miners, the editor and officers of the federation disclaim responsibility They exhibit copies of the Wisconsin Toiler. a labor organ, for September, containing the letter which bears the President's signature. They assert that they supposed the letter to be genuine and copied it in good faith.

The Toiler is published in Wisconsin and is strongly Socialistic. Editor McNeill of the Miners' Magazine says:

"I still believe that the letter is authentic and I have got to be shown before I can believe the contrary. To my mind, no person capable of compiling and writing such a letter would be foolish enough to issue it above the President's signature Nothing short of supreme nerve could suggest such a deed.

This letter is one which appeared in an editorial article in the Evening Post of this city on Aug. 1, as one which the President might have written with advantage to himself and his country." There was no pretence that the letter was genuine.

Insist upon having Burnett's Vanilla .- Ade-

TOM WATSON BROKEN DOWN. Confined to His Room and May Have to Give Up Campaigning.

BIRMINGHAM, Ala., Sept. 28.—Thomas E. Watson, Populist nominee for President, arrived here to-day and is now confined to his room in the Hillman Hotel, where he refuses to see any one or receive any cards. He is suffering from a physical breakdown, due to arduous campaign work, and may have to cancel future engagements. NEW ORLEANS, Sept. 28.-It is probable that the Hon. Thomas E. Watson of Georgia.

Populist candidate for President, will be

compelled to abandon his speechmaking

tour of the South in consequence of ill hea!th. Mr. Watson, who is a frail man at best broke down completely after his speech in Jackson, Miss., yesterday. He finished his speech, but was so prostrated after it that he had to be conveyed to his hotel in a

carriage. A physician was summoned. After working on Mr. Watson for an hour or so he estored him. The physician told Mr. Watson that he was in no condition to continue his campaign and advised him to abandon it and return to his Georgia home

Mr. Watson has been under a severe mental and physical strain since starting on his speechmaking tour. He arrived in Jackson twenty-four hours in advance of is engagement to speak and spent almost the entire time in bed, varying the monotony of his illness by working on his letter of acceptance, which is to be made public in a few days. He is not a strong man physically, and it is more than likely that he will be compelled to abandon the campaign altogether.

WANTS AFRICA DIVIDED.

Bishop Hartzell Hopes to See Our Flag Over Part of It. RICHMOND, Ind., Sept. 28. - Bishop Hart-

zell, for twenty years Methodist Bishop in Africa, said in a lecture here last night that the happiest moment in his life was when the British won the Boer war. He said Kruger was wrong and his republic would have been a failure.

Bishop Hartzell said he hoped to see the time when the American flag should float over part of African territory and Africa should be divided by the great nations of the earth without war.

WOMAN DOCTOR SMASHES AUTO. Runs It Into Delivery Wagon-Friend With Her Badly Hurt.

Dr. Elizabeth Hafton of 508 Third street, Brooklyn, while driving her automobile yesterday afternoon ran into a delivery wagon at Ninth avenue and Garfield place The coilision threw Mrs. Mary Stillwell, 60 years old, of Sixth avenue and Garfield place, who was with Dr. Hafton, into the street, fracturing her ribs.

She was removed to Seney Hospital. The automobile was badly damaged.

LADY CURZON RALLIES AGAIN. Distinct Improvement Reported in Her Condition Yesterday.

Special Cable Despatch to THE SUN.
LONDON, Sept. 28.—Lady Curzon's reapse yesterday caused the gravest anxiety for three or four hours. Fresh sympton of septic poisoning appeared and sudden heart failure was feared. Both Drs. Barlow and Cheyne were in attendance. The patient rallied at midnight, but they remained at her bedside until morning. The

continued effectively. The patient's temperature is still very high, but at half past 8 o'clock this evening the doctors were able to announce that she had passed a comfortable day and that her condition had improved. Inquirers late to-night were told that her strength was being satisfactorily maintained. If there is no fresh relapse, every hour will

now be in the patient's favor. SENATOR HOAR STILL LIVES. Takes No Neurishment or Medicine and

Cannot Be Roused. WORCESTER, Mass., Sept. 28 .- "Except for an increase in weakness, there is absolutely no change in the condition of Senator Hoar," said the bulletin issued by

Rockwood Hoar to-night. The attending physicians say they cannot understand how the aged statesman has lived so long. It is now five days since he has taken either nourishment or medicine in any quantity, and before that time he had been unable to take a great deal. Several attempts to rouse the Senator to-

day were without avail, GOV. PEABODY ON THE STUMP. He Will Speak in Ohio for the Next Two

Weeks. DENVER, Col., Sept. 28.-Having received an invitation from the Ohio Republican central committee to take the stump in that State, Gov. Peabody left this afternoon and will spend two or three weeks in this work. It is said that the Ohio Republican leaders believe he can make the situation in Colorado clear to the voters

TRAIN BLOWN FROM TRACK. A Tornado Picks Up a Burlington Outfit

and Ditches It. WHEELER, Kan., Sept. 28 .- A curious ac cident occurred near here last night when a tornado picked up a Burlington combination train and dashed it from the track. wrecking half a dozen freight cars and setting the passenger cars, filled with passengers, out in the ditch, right side up, without injury to a single passenger.

The passenger cars are twenty feet from the roadbed and are surrounded with the debris of the wrecked freight cars. The eastbound train was running twenty-five miles an hour when the tornado swooped down on it. It was near midnight and the engineer felt a jar and jerk and then found that his train had broken loose. Above the roar of the wind came the

sound of smashing cars and in a moment

the wind had passed. The locomotive

remained on the track, but the entire train

was derailed, the freight cars being com-

pletely broken up, while the passenger cars, in which were thirty-five passengers, were landed in the ditch. William Ziegier Thrown From His Carriage. STAMFORD, Conn., Sept. 28.-William Ziegler, the New York capitalist, who is well known for his active interest in Arctic exploration, was thrown to the ground by the upsetting of his carriage last night

He was driving and made too short a turn

GIVE UP CAPTURED FORTS.

PRICE TWO CENTS.

JAPS UNABLE TO HOLD POSITIONS DEARLY WON AT PORT ARTHUR.

Tokio Press Begins to Complain of Gen. Nogi-Reenforcements Sent to Him -Land Mines Have Wrought Terrible Havoe Garrison's Desperate Stand.

Special Cable Despatches to THE SUR. CHEFOO, Sept. 28.—Fresh Chinese arrivals confirm the stories of recent incessant fighting at Port Arthur. The Japanese have made little progress. They took Forts 4, 5 and 6, but were unable to hold them and withdrew on the afternoon of Sept. 26. Their losses in the assaults were enormous. The Russian losses

The Japanese have done much tunnelling toward the forts. The Russians have counter-tunnelled and laid mines, which

have inflicted terrible losses. The Chinese say that the Japanese fleet has gone to its base at the Elliot Islands. Two or three Russian ships occasionally go outside the harbor. Torpedo boats have captured several Japanese junks bound for Dalny.

The Russians are now building a pew fort at Liaotishan, bearing landward. Its construction indicates that it will mount five big guns.

The United States warships Cincinnati and Frolic are off this harbor. They re-

port having heard continuous firing at Port LONDON, Sept. 29 .- A despatch to the Morning Post from Shanghai says it is reported that the Port Arthur and Vladiwos-

tok squadrons are ready for sea, and it is expected that they will attempt to make a simultaneous sortie. An undated despatch to the Express from Tokio, sent by way of Shanghai, Sept. 28, says that for the first time since the war began impatience is manifested in Japan regarding the delay in the capitulation of Port Arthur. The newspapers edi-

to capture the fortress. One paper says: "We would like to send to the august General a sharp sword which hangs in our This remark is a covert invitation to Gen. Nogi to commit hari-kiri, which,

torially complain about Gen. Nogi's failure

in Japan, is the logical result of failing in such a task. Other newspapers that have glowingly announced that Port Arthur had fallen have now lapsed into gloomy silence on the subject. In view of the failure of the last terrific assault, the opinion is expressed that the fortress may hold out for three months longer.

Reenforcements, variously estimated to number from 10,000 to 12,000 infantry, and some siege guns have been sent to Gen. Nogi this week. Invalided besiegers who have arrived home say that the Russians are defending Port Arthur almost frantically. Every conceivable device is adopted to repel the assaults, even the throwing of red pepper in fighting at close

quarters.
The stories of the terrible havoc wrought by the land mines are not exaggerated. The Russians plant fresh mines at night. The approaches to the fortress are practicaly strewn with dynamite. Both sides are physically exhausted.

SHORT OF AMMUNITION.

Viceroy Alexieff Confirms the Report Special Cable Despatch to THE SUN PARIS, Sept. 28.—A despatch to the Echo de Paris from St. Petersburg says that the

Czar received a telegram from Viceroy Alexieff to-day confirming the report of the capture of Fort P at Port Arthur, which he says was not of prime importance. The Viceroy denies that the town is in want of water, as has been reported. The situation, he says, is serious, but not desperate. Provisions are abundant. Ammu-

nition is not so plentiful. The Canet siege guns on the forts are showing the effects of wear and are difficult to work. OUTPOSTS CLASH.

Kuropatkin Reports Defeat of Small Parties of Japanese. Special Cable Despatch to THE SUN. ST. PETERSBURG, Sept. 28.—In a telegram o the Czar to-day Gen. Kuropatkin reports

as follows: "The Japanese vanguard remains in the same position east of the railroad. The Russian cavalry repulsed several attacks by small parties of Japanese troops. The Japanese forces have concentrated at the Yentai mines. They are constructing pon-

toons at Bentziaputze." ADMIRAL RECALLED. Bezobrazoff, Second in Command at Viadi-

vostok, Called Home. Special Cable Despatch to THE SUN PARIS, Sept. 28 .- A despatch to the Pets Parisien from St. Petersburg says that Vice-Admiral Bezobrazoff, second in command under Admiral Skrydloff of the Russian squadron at Vladivostok, has been

CZAR GOES TO ODESSA. To Review and Address the Troops Going

Special Cable Despatch to THE SUN. St. Petersburg, Sept. 28.-The Czar left here this afternoon for Odessa, where he is to review and address troops on the eve of their departure for the Far East. He was accompanied by his brother, the Grand Duke Michael Alexandrovitch.

OBEYS THESE RULES OF WAR. Prof. de Martens Tells How Russia H

members the Hague Conventions Special Cable Despatch to THE SUN. EDINBURGH, Sept. 28.—At the concluding session to-day of the Institute of Interna tional Law sympathetic references were made to President Roosevelt's intention

at The Hague. These led Prof. de Martens, who occupies the chair of international law at the St. Petersburg University and who represented Russia at the first peace conference to make a statement of what Russia had

He referred to the ukase of February defining the attitude to be observed during the war with Japan, declaring especially that commerce with foreigners would continue as usual, and embodying the various declarations adopted at the peace conference, though some had argued that as he approached the gates of his summer the Hague agreements had been concluded home at Collender's Point. Beyond a slight for five years only, expiring in July, 1904,

jarring, he came out of the accident unhurt. | and had not been renewed.